



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kirk Hogan
Serial No.: 09/976,423
Filed: 10/12/01
Entitled: **Methods And Compositions For Perioperative Genomic Profiling**

Group No.: 1634
Examiner: Goldberg

NOTICE OF APPEAL

Mail Stop Appeal Brief - Patents
Commissioner of Patent
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Board of Patent Appeals, Commissioner of Patent, P.O. Box 1450, Alexandria, VA 22313-1450	
Dated: <u>January 8, 2004</u>	By <u>Mary Ellen Waite</u> Mary Ellen Waite

Madam:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated July 8, 2003. Claims 45-68 and 71 stand rejected for purposes of appeal, as Claims 69 and 70 were withdrawn from consideration by the Examiner.

Please find a check enclosed in the amount of **\$805.00** to cover the extension fee for filing a Response within the third month, Notice of Appeal and the filing of an Appeal Brief.

The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: January 8, 2004

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